



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/849,879	05/04/2001	Shervin Pishervar	4122-4003US1

CASE 04122-4003 US ATTY JK CONFIRMATION NO. 1100  
FORMALITIES LETTER

MORGAN & FINNEGAN, L.L.P.  
345 Park Avenue  
New York, NY 10154-0053

DUE DATE May 19, 2002

STATUTORY DATE October 19, 2002

BY J. M.

Date Mailed: 03/19/2002

## NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

## Filing Date Granted

The U.S. Patent and Trademark Office has received your reply on 02/25/2002 to the Notice to File Missing Parts (Notice) mailed 07/12/2001 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain **EXTENSIONS OF TIME** under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

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ORIGINALLY FILED

CASE \_\_\_\_\_ ATTY \_\_\_\_\_  
DUE DATE \_\_\_\_\_  
STATUTORY DATE \_\_\_\_\_  
BY \_\_\_\_\_



0360 #6  
Docket No. 4122-4003US1

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Pishevar et al.

Group Art Unit: 2152

Serial No.: 09/849,879

Examiner: TBA

Filed: May 4, 2001

For: APPARATUS, METHOD AND SYSTEM FOR IMPROVING APPLICATION  
PERFORMANCE ACROSS A COMMUNICATION NETWORK

**CERTIFICATE OF MAILING (37 C.F.R. §1.8(a))**

Commissioner for Patents  
Washington, DC 20231

Sir:

I hereby certify that the attached:

1. Response to Notice of Incomplete Reply (in duplicate);
2. Copy of Notice of Incomplete Reply;
3. Drawings (sixteen sheets, Figs. 1-16);
4. Return receipt postcard.

along with any paper(s) referred to as being attached or enclosed and this Certificate of Mailing are being deposited with the United States Postal Service on date shown below with sufficient postage as first-class mail in an envelope addressed to the: Commissioner for Patents, Washington, DC 20231.

Respectfully submitted,  
MORGAN & FINNEGAN, L.L.P.

Dated: April 23, 2002

By: 

Walter G. Hanchuk  
Registration No. 35,179

**Correspondence Address:**

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ORIGINALLY FILED**



#6

Docket No. 4122-4003US1

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : Pischevar et al. Group Art Unit: 2152  
Serial No. : 09/849,879 Examiner: To Be Assigned  
Filed : May 4, 2001  
For : APPARATUS, METHOD AND SYSTEM FOR IMPROVING  
APPLICATION PERFORMANCE ACROSS A COMMUNICATION  
NETWORK

**RESPONSE TO NOTICE OF INCOMPLETE REPLY**

Commissioner for Patents  
Washington, D.C. 20231

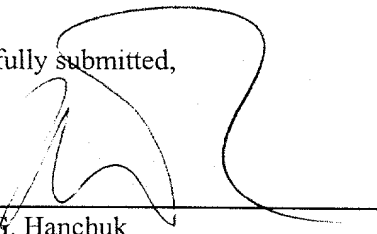
Sir:

In response to the Notice of Incomplete Reply dated March 19, 2002, applicants submit herewith substitute drawings, which are believed to comply with 37 C.F.R. §1.84.

In particular, applicants submit sixteen sheets of Figures 1-16.

No fee is believed due. However, the Commissioner is hereby authorized to charge any additional fees which may be required by this paper, or credit any overpayment to Deposit Account No. 13-4500, Order No. 4122-4003US1. A duplicate copy of this sheet is attached.

Respectfully submitted,

By:   
Walter G. Hanchuk  
Registration No. 35,179

Date: April 23, 2002

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